

<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>				1. CONTRACT ID CODE	PAGE 1	OF PAGES 5
2. AMENDMENT/MODIFICATION NO. 0003		3. EFFECTIVE DATE 01/12/2009		4. REQUISITION/PURCHASE REQ. NO.		5. PROJECT NO. (If applicable)
6. ISSUED BY FAA William J. Hughes Technical Center Acquisition & Grants Team, AJA-4730 Atlantic City International Airport, NJ 08405				7. ADMINISTERED BY (If other than Item 6) Same as block no. 7.		
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)  All prospective offerors				<input checked="" type="checkbox"/>	9A. AMENDMENT OF SOLICITATION NO.  DTFACT-09-R-00007	
					9B. DATED (SEE ITEM 11)  01/12/2009	
				<input type="checkbox"/>	10A. MODIFICATION OF CONTRACT/ORDER NO.	
CODE		FACILITY CODE			10B. DATED (SEE ITEM 13)	

**11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS**

☒ The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer is ☐ extended ☒ is not extended.

Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation on as amended, by one of the following methods:

(a) By completing Item 8 and 15, and returning \_\_\_\_ copies of the amendment; (b) acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hours and date specified.

12. ACCOUNTING AND APPROPRIATION DATA (If required)

**13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS, IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.**

<input type="checkbox"/>	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT/ORDER NO. IN ITEM 10A.
<input type="checkbox"/>	B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation data, etc.) SET FORTH IN ITEM 14.
<input type="checkbox"/>	C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:
<input type="checkbox"/>	D. OTHER (Specify type of modification and authority)

E. **IMPORTANT:** Contractor ☐ is not, ☐ is required to sign this document and return \_\_\_\_ copies to the issuing office.

14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.)

Amendment No. 0003 continues on next page.

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)	
15B. CONTRACTOR/OFFEROR		16B. UNITED STATES OF AMERICA	
15C. DATE SIGNED		16C. DATE SIGNED	
(Signature of person authorized to sign)		BY (Signature of Contracting Officer)	

a. Reference AMS 3.1-1 (Clauses and Provisions Incorporated by Reference) in Sections E, F, G and I. **REMOVE** the current Web site and **REPLACE** with the following: <http://conwrite.faa.gov>.

b. Reference Part IV-Section L.7 (Submission of Proposals), paragraph (b), regarding the submission of the Business Declaration. **ADD** the following:

“For a traditional prime/subcontractor arrangement, a Business Declaration is only needed from the prime. For a joint venture (JV), a Business Declaration is required by each component of the JV.”

c. Reference Part IV – Section L.8 (Page Limitations and Instructions for Submittal), 1st paragraph, **ADD** the following:

“Foldout charts or diagrams up to 8.5”x11” count as one (1) page. Foldout charts or diagrams up to 11”x17” count as two (2) pages.”

d. Reference Part IV – Section M.4, Factor 3 (Key Personnel). The two (2) page resume limit is increased to three (3) pages.

e. Reference Attachment J-1 (SOW), paragraph 3.2.1 (Program/Project Management), 2nd paragraph, **REMOVE** title of “Project Manager” and **REPLACE** with “Program Manager.”

f. The FAA’s answer to question #1 in Amendment 0001 (dated 12/18/08) incorrectly cited 13 CFR 123.103 when defining the mentor protégé’ program and joint ventures. The correct citation should have been 13 CFR 121.103.

g. The following questions and answers are provided as of 1/12/09:

**Question #1:** J1, 3.2.1.1.1 Automated Management System states: Maintain a backup of the database, which complies with FAA Disaster Recovery directives. Where can a copy of FAA Disaster Recovery Directives be obtained?

**Answer to #1:** See section 2.3 of the SOW for instructions in obtaining FAA documents.

**Question #2:** Section B.2 Pricing Schedules states: The contractor shall be responsible for adhering to the best practices of the art in maintaining information technology security and data integrity. If required, Virtual Private Network (VPN) appliances, located in the contractor offices, shall also be considered as part of your fully burdened rates. Is a VPN to the FAA network expected to be a requirement for off-site facilities? If so, are there any special vendor, hardware or software requirements we should be aware of?

**Answer to #2:** Should work to be performed at the contractor’s offsite location require connectivity to FAA owned systems either Mission Support or NAS, said connectivity must comply with FAA Order JO 1370.98 ATO Information Technology Infrastructure Requirements for Non-FAA Connectivity. All costs of the secure connectivity required to meet FAA policy shall be the contractor's responsibility. At this time external connections are through private telecommunication networks using Internet Protocol Security (IPsec) protocol.

**Question #3:** L.8 Page Limitations – Does a fold-out chart or diagram count as one page or two?

**Answer to #3:** Fold-out charts or diagrams up to 8.5” X 11” count as one (1) page. Fold-out charts or diagrams up to 11” X 17” count as two (2) pages.

**Question #4:** M.4 Factor 2 Page 67 – Are only two Contractor Performance Information forms to be submitted regardless of the number of subcontractors on a team?

**Answer to #4:** Two is the minimum number of contracts and/or subcontracts.

**Question #5:** M.4 Technical Evaluation, Factor 3: Key Personnel allows for a 2 page resume. Would the FAA consider increasing it to 3 pages?

**Answer to #5:** Yes. See amendment language above.

**Question #6:** What is the role of the Administrative Contracting Officer (ACO) versus the Contracting Officer (CO)?

**Answer to #6:** The role is the same. The identification of an ACO means the Contracting Officer performing post-award contract administration.

**Question #7:** Should FDIO be listed under SOS-7 and SOS-8 supported systems since the Terminal Business Unit is the system owner for FDIO and the field support work is accomplished under Enroute Business Unit?

**Answer to #7:** The requirement remains unchanged.

**Question #8:** I.2 3.1.7-6 DISCLOSURE OF CERTAIN EMPLOYEE RELATIONSHIPS. Where in our proposal do we include this information?

**Answer to #8:** This information should be included with Volume 2 – Price Proposal (explained on page 62 and 63 of the SIR, Section L.7(b)).

**Question #9:** L.7 (b): Several parts of the SIR are to be filled out / signed as appropriate. Is it acceptable to return the entire SIR with the appropriate fill-ins and signatures? Or does the Government wish to have each of these items separated in the proposal? We understand that attachments J-3 Pricing Schedules and J-4 Business Declaration are also required to be completed and submitted.

**Answer to #9:** The offeror may either return the entire SIR with the appropriate fill-ins and signatures OR just return the applicable sections that require fill-ins and signatures.

**Question #10:** L.7 (b) vs G.10: Section G.10. The title indicates that numbers are to be provided at time of award, but Section L.7 (b) indicates that rates are to be provided in the proposal. Please explain.

**Answer to #10:** The burdened rates request in G.10 are to be provided with an offeror's proposal submission. These same rates will be identified on the pricing schedules provided as Attachment J-3.

**Question #11:** This RFP is 41 pages (just the SOW) and then there are another 50 or so pages of other requirements, but it appears that we will have only 21 pages to respond, will that give respondents adequate space to address the actual technical specs in the SOW?

**Answer to #11:** Yes

**Question #12:** The attachment J6-SOS7, is that for a separate Program Manager and admin support on top of the Project manager and other labor categories?

**Answer to #12:** Paragraph 3.2.1 (Program/Project Management) of the Statement of Work states that "the contractor must designate a single Project Manager...". This is a typographical error and has been replaced with the term "Program Manager." See amended paragraph above in block 14e.

**Question #13:** Does the page requirements only relate to the 3 labor categories in J6-SOS7 and not the other SOW J1-SOS7?

**Answer to #13:** There is not a page limitation for Volume 2 – Price Proposal. The offeror shall utilize the pricing spreadsheets located in Section J of the SIR to price all labor categories.

**Question #14:** In the Screening Information Request (SIR), Part IV - Section M Evaluation Factors for Award, M.4 Technical Evaluation, Factor 3: Key Personnel (page 67) it states:

*“Certification: Certify the information contained in the resume is correct and accurate (including signature of the person and if not currently employed by the offeror, an accompanying signed letter of intent to be employed with the offeror). The letter of intent must be dated after the issuance of the SIR.”*

In Attachment J-2 Labor Category (page 1) under Description for Program Manager Level 1 it states:

*“Responsible for overall assignment of work, ... Must be employed by the prime contractor.”*

Is it necessary for the Program Manager to be employed by the prime contractor prior to the award of the contract?

**Answer to #14:** No. A letter of intent is required as stated above. After award, the Program Manager must be employed by the prime contractor.

**Question #15:** Can an offeror request Contractor Performance Information (Customer Evaluation) from two (2) different organizations under the same client contract?

**Answer to #15:** The offeror may request Contractor Performance Information forms from two different organizations under the same contract as long as the work performed under the identified contract is unique to each organization. For example, a contractor performing two separate task orders for two different organizations under the same basic Task Order contract could submit Customer Evaluation forms from each organization.

**Question #16:** The answer to Amendment 002, Question #3 states “Foldouts will count as one page, not to exceed 8.5” X 14”. Foldouts are typically sized at 11”x17” in order to accommodate charts and diagrams in a landscape mode and make diagram development and subsequent reviewing much easier. An 8.5” x14” sheet folds down and causes aesthetic issues as well as interfering with Volume binding. Would the FAA please consider allowing a foldout to be oriented in landscape mode with a size limitation of 11”x17”? Alternatively, would the FAA allow the use of an 11”x17” foldout that would count as two pages?

**Answer to #16:** See answer to question #3 above.

**Question #17:** Can proposals be submitted on 8 1/2 by 11 landscape?

**Answer to #17:** No.

**Question #18:** Please identify the FAA SOS Area Leads?

**Answer to #18:** This is source selection sensitive information and can not be released.

**Question #19:** Is there a possibility that after award NAS systems/subsystems may be moved from SOS-7 to SOS-8 or vice versa?

**Answer to #19:** No.

**Question #20:** Will the FAA compete STAs between SOS-7 and SOS-8 vendors?

**Answer to #20:** No.

**Question #21:** What is the average turnaround time from issuance of Request for Proposals to STAs to STA award?

**Answer to #21:** This would depend on the scope and complexity of the requirement.

**Question #22:** What is the estimated valued (\$K) of SOS-7?

**Answer to #22:** The maximum number of hours for SOS-7 is 2,533,473.

**Question #23:** Is there or will there be a requirement for Secret clearances for any contractor personnel?

**Answer to #23:** No, not at this time.

**Question #24:** When does the FAA expect to begin transitioning to NexGen technologies? Is there a transition schedule?

**Answer to #24:** NexGen is not applicable to this procurement.

**Question #25:** For how long does the FAA expect to support NAS systems/subsystems under SOS-7?

**Answer to #25:** For 1 Base year and 6 option years.

**Question #26:** Does the FAA expect to have a SOS-9 contract in 7 years?

**Answer to #26:** That decision has not yet been made.

**Question #27:** Does the FAA have plans to provide a virtual help desk for SOS7?

**Answer to #27:** No, not at this time.

**Question #28:** The SIR is not definitive with respect to the submission of Business Declarations for subcontractors. Please clarify if Business Declarations (Attachment J-4) are required for all subcontractors upon proposal submission.

**Answer to #28:** For a traditional prime/subcontractor arrangement, a Business Declaration is only needed for the prime contractor. For a joint venture (JV), a Business Declaration is required by each component of the JV.

**Question #29:** The Government states that each component of the JV must individually meet the \$25M size standard. But, the Government also states that it will be applying the principals of 121.103 in deciding affiliation issues. 121.103 (a) (6) states that once it is decided that firms are affiliated, size is determined by counting the receipts of all the affiliates. 121.103 (h) (2) states that concerns submitting offers on a particular procurement as joint venturers, are affiliated. Our interpretation is that the sum total of all receipts of all of the JV components must meet the \$25M size standard.

**Answer to #29:** In accordance with 121.103(h)(3), the FAA will accept offers from a joint venture comprised of at least one 8(a) business and one or more small businesses so long as each member of joint venture meets the NAIC code, *irrespective of the aggregate net worth of the companies*. We decided on this approach after conducting multiple surveys that indicated there was adequate competition and technical competence to retain the work strictly among small business concerns. At the same time, we recognize that the total requirement is very large, and thus a competition that permits multiple small businesses to participate as joint ventures or subcontractors would provide the greatest benefit for the small business community, and best implement the FAA's Small Business goals.

h. The due date for the receipt of proposals remains unchanged at 1/28/09, by 2:00PM local time.